

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

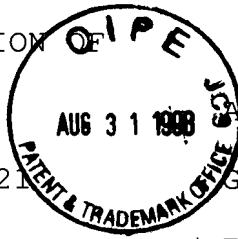
In re PATENT APPLICATION OF

COBBOLD et al

Serial No.: 08/470,421

Filed: June 6, 1995

For: **MONOCLONAL ANTIBODIES FOR INDUCING
TOLERANCE**



Attty. Ref.: 2035-16

Group Art Unit 1642

Examiner: Gambel, P.

Date of Signature

Signature

Mary J. Wilson, Reg. No. 32,955

Date of Deposit

Washington, DC 20231 on 8/23/98

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August 27, 1998

RESPONSE UNDER RULE 116

Hon. Commissioner of Patents
and Trademarks
Washington, DC 20231

Sir:

In response to the Office Action dated May 27, 1998, Applicants offer the following remarks.

Claims 33, 37 and 42-48 stand rejected under the judicially created doctrine of obviousness-type double patenting as allegedly being unpatentable over claims 1-4 of USP 5,690,933. Submitted herewith is an executed Terminal Disclaimer. It is believed that the filing of the Terminal Disclaimer moots the rejection of the claims. That the Terminal Disclaimer has been provided should not be viewed as an indication that Applicants agree with the Examiner's position. Rather, the Terminal Disclaimer is filed merely to advance prosecution.

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